

STATE OF WISCONSIN
IN SUPREME COURT

Case No. 2019AP1404-CR

STATE OF WISCONSIN,
Plaintiff-Respondent,
v.

GEORGE STEVEN BURCH,
Defendant-Appellant.

MOTION FOR LEAVE TO FILE NON-
CONFORMING REPLY BRIEF IN EXCESS OF
WORD COUNT LIMIT. ALTERNATIVELY,
MOTION TO EXPAND TIME LIMITS FOR
FILING DEFENDANT-APPELLANT'S REPLY
BRIEF

Please take notice that the defendant-appellant, George S. Burch, by his attorney, Ana L. Babcock, hereby moves this Court to accept for filing his reply brief, consisting of 3,967 words, despite its non-conformance with § 809.19(8)(c)(2). Alternatively, the defendant-appellant moves this Court to expand the deadline for filing the reply brief to March 22, 2021. As grounds, the defendant-appellant asserts as follows:

1. On February 24, 2021, the defendant-appellant filed a motion to expand the word count limit of his reply brief to 4,000 words. As of today, March 2, that motion is still pending.

2. Undersigned counsel is leaving the state of Wisconsin on March 5, 2021 aboard an Amtrak train and will return on March 15, 2021. Counsel will not have access to internet or a printer to allow counsel to file the reply brief during this time.
3. Counsel has finalized, printed, and bound the reply brief and, despite best efforts, cannot adequately address the complex issues in this case within the statutory word count limit. On March 2, 2021, counsel deposited 22 copies of the non-conforming brief, along with two copies of this motion, with the USPS for delivery to this Court and opposing counsel. Counsel has also submitted the reply brief for electronic filing. The defendant-appellant asks that this Court accept this filing.
4. In the alternative, if the Court will not accept filing of this non-conforming brief, counsel requests that the Court extend the deadline for filing the reply brief to March 22, 2021.

Dated: March 2, 2021



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